

UNITED STATES PATENT & TRADEMARK OFFICE
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REQUEST FOR PATENT FEE REFUND			
1 Date of Request: <u>06/05/06</u>		2 Serial/Patent # <u>09/344,261</u>	
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED
			6 AMOUNT
<input type="checkbox"/>	Filing		\$
<input type="checkbox"/>	Amendment		\$
<input type="checkbox"/>	Extension of Time		\$
<input type="checkbox"/>	Notice of Appeal/Appeal		\$
<input checked="" type="checkbox"/>	Petition Fee Code 1453	02/14/06	\$ 1,500.00
<input type="checkbox"/>	Issue		\$
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		7 TOTAL AMOUNT OF REFUND	\$ 1,500.00
8 TO BE REFUNDED BY:			
		Treasury Check	
<input type="checkbox"/>	Overpayment	X	Credit Deposit A/C #:
<input type="checkbox"/>	Duplicate Payment	9	5 0 -- 1 6 0 2
<input checked="" type="checkbox"/>	No Fee Due (Explanation):	<i>PETITION FEE IS UNDER 37 CFR 1.181, NO FEE REQUIRED</i>	
11 REFUND REQUESTED BY:			
TYPED/PRINTED NAME: <u>Derek Putonen</u>		TITLE: <u>Attorney/Advisor</u>	
SIGNATURE: <u>DL G Pt</u>		PHONE: <u>571-272-3294</u>	
OFFICE: <u>Office of PCT Legal Administration</u>			
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APPROVED: <u>CRhaw</u>		DATE: <u>6/5/06</u>	

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:

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PTO/SB/64 (07-05)

Approved for use through 07/31/2008. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)		Docket Number (Optional) 013217.0122PTUS (Wu 4)
<p>First named Inventor: Charles C. Wu</p> <p>Application No: 09/344261-Conf. #8848 Art Unit: 2685</p> <p>Filed: June 25, 1999 Examiner: C. R. Craver</p> <p>Title: SYSTEM FOR PROVIDING LOCATION INDEPENDENT UNIFORM SERVICE ACCESS FOR COMMUNICATION SUBSCRIBERS</p> <p>MS Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450</p> <p>NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.</p> <p>The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus any extensions of time actually obtained.</p> <p style="text-align: center;">APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION</p> <p>NOTE: A grantable petition requires the following items:</p> <ul style="list-style-type: none"> (1) Petition fee; (2) Reply and/or issue fee; (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995; and for all design applications; and (4) Statement that the entire delay was unintentional. <p>1. Petition fee</p> <p><input type="checkbox"/> Small entity – fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.</p> <p><input checked="" type="checkbox"/> Other than small entity – fee \$ <u>1,500.00</u> (37 CFR 1.17(m))</p> <p>2. Reply and/or fee</p> <p>A. The reply and/or fee to the above-noted Office action in the form of <u>Issue Fee Payment</u> (identify type of reply):</p> <p><input checked="" type="checkbox"/> has been filed previously on <u>June 7, 2002</u>.</p> <p><input type="checkbox"/> is enclosed herewith.</p> <p>B. The issue fee and publication fee (if applicable) of \$ <u>1283.00</u></p> <p><input checked="" type="checkbox"/> has been paid previously on <u>June 7, 2002</u>.</p> <p><input type="checkbox"/> is enclosed herewith.</p>		
<small>Adjustment date: 06/05/2006 CKHLOK 02/16/2006 MBINAS 00000014 09344261 01 FC:1453 -1500.00 OP</small>		<small>Page 1 of 3</small> <small>Refund Ref: 0030032142 06/05/2006</small> <small>Credit Card Refund Total: \$1500.00</small> <small>Acct Exp.: XXXXXXXXXXXXXXXXXX</small>
<small>02/16/2006 MBINAS 00000014 09344261 01 FC:1453 1500.00 OP</small>		

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James Graziano

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3. Terminal disclaimer with disclaimer fee

- Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. (NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.09(c), subsections (III)(C) and (D)).



Signature

In February 2006

Date

James M. Graziano

Typed or printed name_____
28,300

Registration Number, if applicable_____
PATTON BOGGS LLP
1660 Lincoln Street, Suite 1900
Denver, Colorado 80264

Address_____
(303) 830-1776

Telephone NumberEnclosures: Fee Payment Reply Terminal Disclaimer Form Additional sheets containing statements establishing unintentional delay Other: _____

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First named inventor: Charles C. Wu

Application No: 09/344261-Conf. #8848

Art Unit: 2686

Filed: June 25, 1999

Examiner: C. R. Craver

Title: SYSTEM FOR PROVIDING LOCATION INDEPENDENT UNIFORM SERVICE ACCESS
FOR COMMUNICATION SUBSCRIBERS**STATEMENT ESTABLISHING UNINTENTIONAL DELAY**

1. A Notice Of Abandonment was issued January 26, 2006 on the instant application, 09/344,261, stating in paragraph 2(c): "The issue fee and publication fee, if applicable, has not been received."
2. A copy of the Part B - Fee(s) Transmittal executed June 7, 2002, and a copy of the postcard showing a mailing date of June 7, 2002, with receipt by the USPTO on June 17, 2002, are attached.
3. A copy of the June 2002 Deposit Account Statement for Deposit Account 50-1602 is attached showing the charge against the deposit account for the issue fee and one copy of the issued patent in the amount of \$1283.00 on June 20, 2002.
4. The Petition Fee of \$1500.00 is enclosed with this submission. However, since the error was on the part of the USPTO, it is requested that the Petition Fee not be charged to the credit card as shown on the Credit Card Payment Form.
5. It is hereby requested that an Issue Notification be issued immediately with a Patent Term Adjustment for the number of days between payment of the Issue Fee (June 7, 2002) and the date of preparation of the Issue Notification.

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